IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.54 of 2008
RAKESH RANJAN @ RAKESH RANJAN GOPE @ RAJU
Versus
THE STATE OF BIHAR

05/ **30.07.2008** Heard.

As per prosecution case a dead body was recovered from the railway track. Petitioner claims that the lady, out of frustration, went away from his house and committed suicide on the railway track in front of moving train.

The informant has opposed the stand of the petitioner and submitted that since the lady had refused to go to her parental home, she was murdered by the petitioner and others and her body was thrown on the railway track.

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On the last date photographs were produced, from which it did not appear that the body had received injuries on account of knocking off the body by moving train, as a result of which the lady died. By order dated 07.5.2008 Civil Surgeon, Munger was directed to examine the inquest report, post-mortem report and photographs of the dead body and express his opinion with regard to the cause of injuries sustained by the deceased and cause of death. A report has been received, which is kept at Flag

`P'. From the report it appears that the Civil Surgeon has examined the inquest report, post-mortem report, photographs and the case diary and has come to the opinion that the deceased had sustained antemortem injuries by hard blunt substance and the injuries were not caused by moving train.

In view of the opinion of the Civil Surgeon, I am not inclined to allow this application. Accordingly, this application is rejected.

However, the trial court shall make all endeavors to proceed with the trial expeditiously and if possible on day to day basis and conclude the same within six months.

It is agreed between the parties that no party shall cause delay in proceeding with the trial and the prosecution shall produce its witnesses promptly before the trial court for recording their evidence.

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(J. N. Singh, J.)

A.H.